

Monty P. H. Bowne

Petitioner,

v.

Cv. No. 20-0012 (NLH)

Richard Smith

Respondent,

April 6, 2020

Honorable Judge Noel L. Hillman

United States District Court

Mitchell H. Cohen Building and U.S. Courthouse

4<sup>th</sup> and Cooper Streets Room 1050

RECEIVED

Camden, N.J. 08101

APR 13 2020

AT 8:30

WILLIAM T. WALSH  
CLERK

Dear Judge Hillman:

Today, April 6, 2020, I received correspondence from Your Honor showing that the Court ordered the Cumberland County Prosecutors Office to answer the petition E.C.F. 1, that was not answered timely from the original order on January 24, 2020, by Your Honor, that ordered the Cumberland County Prosecutors to file copies of charging documents, 17002534, 18-01-00099, and 18-12-01117 within 31 days with the Court. It seems also to petition that the Court has allowed the Cumberland County Prosecutors Office 31 days more to file a motion to dismiss Petitioner's petition on jurisdiction, when the Cumberland County Prosecutors Office has never obeyed direct order by the Court to present the Court with the charging documents of the matters above in timely fashion. Petitioner has in fact presented to the Court

To the Most Honorable Judge Noel L. Hillman Charging Documents of Case No. 17002534, Indictment Accusations: 18-01-00089, and also 18-12-01117, that shows that these Ind. Nos. were not filed, found, docketed, indicted by Grand Jury, was superseded unlawfully with fraudulent and forged counts which was never under Case No. 17002534 under 18-12-01117 where the petitioner is falsely imprisoned and detained for petitioner has also sent correspondence to the court and your honor (letter), and motions sent to the Cumberland County Prosecutors Office, and the Cumberland County Court by petitioner to be released by motion of Dismissal, CTRA Bail Reform Act, Speedy Trial Act pursuant N.J.R. 3:25-4, ("Eligible Defendant") N.J.R. 3:25-3 (Speedy Trial, in violation of Sixth Amendment), and § 5A:162-22(a)1(B), Motion for Discovery and Grand Jury Transcripts within the ruling of the United States Supreme Court of Brady v. Maryland of Ind. No. 18-12-01117, and also (letter to your honor) concerning Health Problems, Criminal Misconduct, Due Process Violations against petitioner by court, prosecutor, (Cumberland County Court and Prosecutor), Ineffective Counsel and Conflict of Interest. By the Cumberland County Prosecutors Office not present these ordered filing documents on January 29, 2020, shows that the Prosecutors Office do not have charging documents of 18-12-01117, do not have Discovery or Grand Jury Transcripts of 18-12-01117, do not have Complaint-Warrants showing the 3 Counts, possession of CNS, 2C:35-10(1), Hindering, 2C:29-3(4), Tampering, 2C:28-6 (a), were under Case No. 17002534, or contemporarily with petitioner's arrest November 4, 2017, under this Case No. 17002534 that presented Complaint-Warrant No: "0609 W 2017 000158" third Degree Sliding. this Complaint-Warrant No. was the only charge under Case No. 17002534 to the petitioner, Monty P. McBouie on November 4, 2017 solely. Furthermore, it shows also that the Cumberland County Prosecutors

OFFICE FAILED TO INDICT CASE NO. 17002534 UNDER IND. ACCUSATION: 18-01-00099, January 31, 2018, which CLEARLY BY LAW WAS NOT FILED, NOT FOUND, OR DOCKETED ELECTRONICALLY IN THE CUMBERLAND COUNTY COURT OR BY THE CUMBERLAND COUNTY COURT FOR PUBLIC RECORDS. IF THE CUMBERLAND COUNTY PROSECUTOR'S OFFICE DARE TO SHOW THE HONORABLE JUDGE HILMAN, IT WOULD SHOW FRAUD, FORGSKY, NO SUBSEQUENT INDICTMENT (18-12-01117 IS NON-EXISTING), DUE PROCESS VIOLATIONS, FALSE IMPRISONMENT AND DETAINMENT, TAMPERING WITH PUBLIC RECORDS, STATUTE OF LIMITATION VIOLATIONS, PROSECUTORIAL ERROR, MALICIOUS PROSECUTION, AND ALSO DOUBLE JEOPARDY. INVALID AND VOID INDICTMENT ON ITS FACE WITH NO FORCE BY LAW. RESPECTFULLY, PETITIONER WILL ASK THE U.S. DISTRICT COURT AND THE HONORABLE JUDGE NOL H. HILMAN TO CONSIDER AND KEEP PETITIONER'S PETITION, AND NOT DISMISS PETITION, FINDING PETITION VALID, FOUNDED BASED ON FAITH AND FACTS BY LAW AND THE MIGHTY FEDERAL CONSTITUTION OF THE UNITED STATES. PETITIONER, MONTY P. MILBOURNE, HAVE BEEN WRONGLY DETAINED BY THE CUMBERLAND COUNTY PROSECUTOR, VIOLATING HIS CONSTITUTIONAL AND CIVIL RIGHTS KNOWINGLY AND PURPOSELY TO DEPRIVE PETITIONER OF HIS LIFE AND LIBERTY AND EQUAL PROTECTION OF LAW; ASK THE COURT TO RELEASE PETITIONER FROM UNLAWFUL DETAINMENT BY THE CUMBERLAND COUNTY PROSECUTOR, COURT, AND WARDEN.

Respectfully Submitted,  
Monty P. Milbourne  
Petitioner

CC:

Note: ON February 3, 2020, AFTER the Honorable Judge Noel L. Hillman ORDERED the Cumberland County Prosecutors OFFICE to SEND COPIES to the COURT showing CHARGING DOCUMENTS OF CASE NO: 17003534, 18-01-00099, AND 18-12-01117, the Cumberland County Prosecutor Abigail Holmes ASKED in COURT on this Said Date that the IND. ACCUSATION: 18-12-01117 BE DISMISSED, inwhere the TRIAL JUDGE GRANTED PETITIONERS MOTION OF DISMISSAL of this INDICTMENT ACCUSATION 18-12-01117 on COURT RECORD APPROVED FOR MARCH 23, 2020. THIS SHOWED ERROR OF the PROSECUTOR AND CUMBERLAND COUNTY COURT <sup>FOR</sup> Holding the PETITIONER, who is ALSO the DEFENDANT OF CASE NO: 17003534, 18-12-01117 UNCONSTITUTIONALLY VIOLATING HIS DUE PROCESS RIGHTS. IT'S CLEAR TO SEE THAT the ORDER ON JANUARY 24, 2020, BY the HONORABLE Judge Noel L. Hillman to the Cumberland County Prosecutors OFFICE ORDERING CHARGING DOCUMENTS, AND SHOWING WRIT OF HABEAS CORPUS USC § 2241 CIV. NO. 20-0012 (NLH) EXPOSED PROSECUTOR Abigail Holmes AND the Cumberland County Court FOR THEIR ERROR, WRONGLY DETAINING PETITIONER UNCONSTITUTIONALLY. HOWEVER, THE PROSECUTOR OF Cumberland County HAS NOT RELEASED ME YET MALICIOUSLY AND ASK THE FEDERAL POWER AND the Honorable Judge Hillman TO INTERVENE in this MATTER that PETITIONER BE RELEASED.

Respectfully, Monty P. Milbourne  
Petitioner

SOUTH JERSEY NO. 030

Cumberland County, PA

54 West Broad St. 28 APR 2020 PM 7 2

BRIDGETON, N.J. 08302

**RECEIVED**

APR 13 2020

AT 8.30

WILLIAM T. WALSH  
CLERK

P.O. BOX 5797

Camden, N.J. 08101

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